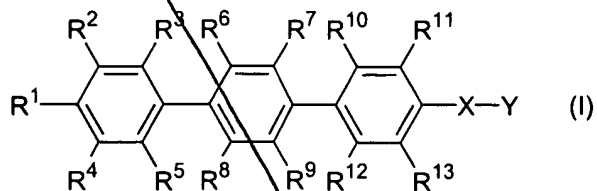


Please amend the claims as follows:

34. (Amended) A compound of the formula (I):



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wherein R¹, R², R³, R⁴, R⁵, R⁶, R⁷, R⁸, R⁹, R¹⁰, R¹¹, R¹² and R¹³ are each independently hydrogen, hydroxy, halogen, carboxy, optionally substituted lower alkyl, optionally substituted lower alkoxy, optionally substituted lower alkenyl, optionally substituted lower alkenyloxy, optionally substituted lower alkylthio, optionally substituted lower alkoxycarbonyl, optionally substituted acyloxy, optionally substituted lower alkylsulfonyl, optionally substituted lower alkylsulfonyloxy, optionally substituted lower alkylsulfinyl, nitro, cyano, formyl, optionally substituted amino, optionally substituted carbamoyl, optionally substituted sulfamoyl or optionally substituted heterocyclyl, X is -O-, -CH₂-, -NR¹⁴- wherein R¹⁴ is hydrogen, optionally substituted lower alkyl, optionally substituted lower alkenyl or acetyl, or -S(O)_p- wherein p is an integer of 0 to 2,

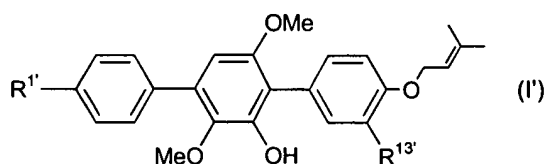
Y is optionally substituted lower alkyl, optionally substituted lower alkenyl, optionally substituted lower alkynyl, optionally substituted acyl, optionally substituted cycloalkyl, optionally substituted cycloalkenyl, optionally substituted aryl or optionally substituted heterocyclyl, and Y may optionally be substituted lower alkoxy when X is $-CH_2-$ and may optionally be substituted lower alkoxy carbonyl, optionally substituted lower alkylsulfonyl or optionally substituted arylsulfonyl when X is $-O-$ or $-NR^{14}-$,

R^1 and R^4 , R^1 and R^2 , R^2 and R^3 , R^4 and R^5 , R^6 and R^7 , R^8 and R^9 , R^{10} and R^{11} , R^{12} and R^{13} , R^{11} and $-X-Y$, or R^{13} and $-X-Y$ taken together may form a 5- or 6-membered ring which may contain one or more of O, S or NR^{15} wherein R^{15} is hydrogen, optionally substituted lower alkyl, optionally substituted lower alkenyl, optionally substituted arylsulfonyl and which may optionally be substituted,

excluding compounds wherein one or more of R^6 , R^7 , R^8 and R^9 are halogen and the others are hydrogen, compounds wherein all of R^6 , R^7 , R^8 and R^9 are halogen and compounds wherein all of R^2 - R^{13} are hydrogen, halogen or cyano,

provided that R^1 is not hydrogen, fluorine, optionally substituted lower alkyl or optionally substituted lower alkoxy, all of R^2 , R^3 ,

R⁴, R⁵ and R¹² are hydrogen, or R¹³ is not hydrogen or halogen when R⁶, R⁷, R⁸ and R⁹ are all simultaneously hydrogen, and further provided that R¹ is not methyl or acetyloxy, R¹³ is not hydrogen, optionally substituted lower alkoxy, optionally substituted carbamoyl, or -X-Y is not methoxy when at least one of R⁶, R⁷, R⁸ and R⁹ is a substituent other than hydrogen, and excluding a compound of the formula (I'):



wherein R^{1'} is hydrogen or hydroxy and R^{13'} is hydroxy or methoxy; or a pharmaceutically acceptable salt or hydrate or prodrug thereof.

35. (Amended) The compound claimed in claim 34 wherein R¹ is hydrogen, hydroxy, halogen, carboxy, optionally substituted lower alkyl, optionally substituted lower alkoxy, optionally substituted lower alkenyloxy, optionally substituted lower alkylthio, optionally substituted lower alkoxy, optionally substituted lower alkylsulfonyloxy, lower alkylsulfonyl, formyl, optionally substituted amino, lower alkylsulfinyl, acyloxy, nitro, cyano, optionally substituted sulfamoyl or heterocyclyl,

R² is hydrogen, hydroxy, halogen, optionally substituted lower alkyl or optionally substituted lower alkylsulfonyloxy,

R³ is hydrogen, hydroxy, halogen or optionally substituted lower alkoxy,

R⁴ is hydrogen, optionally substituted lower alkyl, halogen, optionally substituted lower alkoxy, nitro or optionally substituted amino,

pl R⁵ is hydrogen, optionally substituted lower alkoxy, lower alkoxycarbonyl or carboxy,

R⁶ is hydrogen, halogen, optionally substituted lower alkyl, carboxy, lower alkoxycarbonyl, nitro, formyl, amino or lower alkylsulfonyloxy,

R⁷ and R⁸ are each independently hydrogen, halogen, optionally substituted lower alkyl, optionally substituted lower alkoxy, formyl or optionally substituted amino,

R⁹ is hydrogen, hydroxy, carboxy, optionally substituted lower alkyl, optionally substituted lower alkoxy, optionally substituted lower alkenyl, optionally substituted lower alkoxycarbonyl, optionally substituted lower alkylsulfonyloxy, formyl, optionally substituted carbamoyl or optionally substituted amino,

R¹⁰ is hydrogen or lower alkoxy,

R¹¹ is hydrogen, halogen, optionally substituted lower alkyl, carboxy, lower alkoxy, carbonyl, optionally substituted lower alkylsulfonyloxy, formyl, nitro or amino,

R¹² is hydrogen,

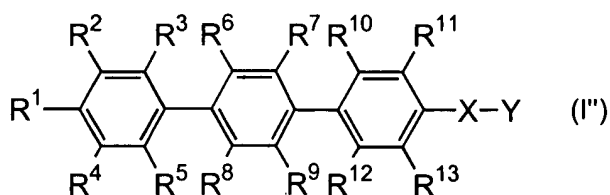
R¹³ is hydroxy, halogen, carboxy, optionally substituted lower alkyl, optionally substituted lower alkoxy, optionally substituted lower alkenyloxy, optionally substituted acyloxy, optionally substituted lower alkylsulfonyloxy, formyl, nitro or optionally substituted amino,

Y is optionally substituted lower alkyl, optionally substituted lower alkenyl, optionally substituted lower alkynyl, optionally substituted acyl or optionally substituted cycloalkenyl and Y may be optionally substituted lower alkoxy, carbonyl, optionally substituted lower alkylsulfonyl or optionally substituted arylsulfonyl when X is -O- or -NR¹⁴-,

and R¹ and R², R¹ and R⁴, R⁸ and R⁹, R¹¹ and -X-Y, or R¹ and -X-Y taken together may form a 5- or 6-membered ring which contains one or more of O or NR¹⁵ wherein R¹⁵ is the same as defined in claim 34 and which may optionally be substituted; or a pharmaceutically acceptable salt or hydrate or prodrug thereof.

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37. (Amended) A pharmaceutical composition comprising the compound, pharmaceutically acceptable salt, hydrate or prodrug thereof claimed in claim 34 or 35, and a pharmaceutically acceptable excipient.

40. (Amended) An immunosuppressor comprising a compound of the formula (I''):



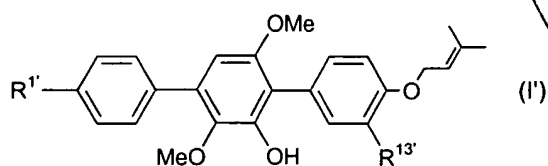
wherein R¹, R², R³, R⁴, R⁵, R⁶, R⁷, R⁸, R⁹, R¹⁰, R¹¹, R¹² and R¹³ are each independently hydrogen, hydroxy, halogen, carboxy, optionally substituted lower alkyl optionally substituted, lower alkoxy, optionally substituted lower alkenyl, optionally substituted lower alkenyloxy, optionally substituted lower alkylthio, optionally substituted lower alkoxycarbonyl, optionally substituted acyloxy, optionally substituted lower alkylsulfonyl, optionally substituted lower alkylsulfonyloxy, optionally substituted lower alkylsulfinyl, nitro, cyano, formyl, optionally substituted amino, optionally substituted carbamoyl, optionally substituted sulfamoyl or optionally substituted heterocyclyl,

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 X is -O-, -CH₂-, -NR¹⁴- wherein R¹⁴ is hydrogen, optionally substituted lower alkyl, optionally substituted lower alkenyl or acetyl, or -S(O)_p- wherein p is an integer of 0 to 2,

D3
 Y is optionally substituted lower alkyl, optionally substituted lower alkenyl, optionally substituted lower alkynyl, optionally substituted acyl, optionally substituted cycloalkyl, optionally substituted cycloalkenyl, optionally substituted aryl or optionally substituted heterocyclyl, and Y may optionally be substituted lower alkoxy when X is -CH₂- and may optionally be substituted lower alkoxy carbonyl, optionally substituted lower alkylsulfonyl or optionally substituted arylsulfonyl when X is -O- or -NR¹⁴-,

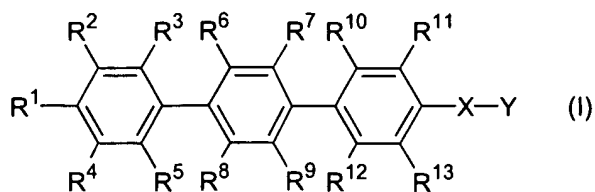
R¹ and R⁴, R¹ and R², R² and R³, R⁴ and R⁵, R⁶ and R⁷, R⁸ and R⁹, R¹⁰ and R¹¹, R¹² and R¹³, R¹¹ and -X-Y, or R¹³ and -X-Y taken together may form a 5- or 6-membered ring which may contain one or more of O, S or NR¹⁵ wherein R¹⁵ is hydrogen, optionally substituted lower alkyl, optionally substituted lower alkenyl or optionally substituted arylsulfonyl and which may optionally be substituted,

excluding a compound of the formula (I'):



wherein R^{1'} is hydrogen or hydroxy and R^{13'} is hydroxy or methoxy;
or a pharmaceutically acceptable salt or hydrate or prodrug
thereof, and a pharmaceutically acceptable excipient.

45. (Amended) A compound of the formula (I):



wherein R¹ is hydrogen, halogen, optionally substituted lower
alkenyloxy, optionally substituted lower alkylsulfonyloxy,
optionally substituted amino or optionally substituted
sulfamoyl,

R² is hydrogen, halogen or lower alkyl having 1 to 3 carbon
atoms,

R³ is hydrogen or halogen,

R⁴ is hydrogen, lower alkyl, lower alkoxy or halogen,

R⁵ is hydrogen, lower alkoxycarbonyl or carboxy,

R⁶ is hydrogen, lower alkyl or halogen,

R⁷ is hydrogen, lower alkyl or lower alkoxy,

R⁸ is hydrogen, lower alkyl or lower alkoxy,

R⁹ is hydrogen, hydroxy, carboxy, optionally substituted lower alkyl, optionally substituted lower alkoxy, optionally substituted lower alkenyl, optionally substituted lower alkoxycarbonyl, optionally substituted lower alkylsulfonyloxy, formyl, optionally substituted carbamoyl or optionally substituted amino,

04 R¹⁰ is hydrogen,

R¹¹ is hydrogen or halogen,

R¹² is hydrogen,

R¹³ is hydrogen, hydroxy, halogen, carboxy, optionally substituted lower alkyl, optionally substituted lower alkoxy, optionally substituted acyloxy, optionally substituted lower alkylsulfonyloxy, formyl or optionally substituted amino,

X is -O-, -NH-, -NMe- or -SO₂-,

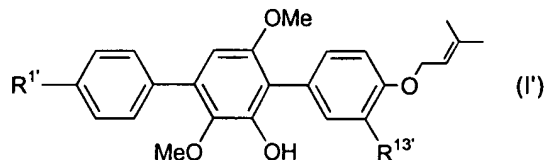
Y is lower alkyl optionally substituted with lower alkoxycarbonyl, aryl, lower alkylaryl, halogenoaryl, lower alkoxyaryl, heterocyclyl or acyl; or lower alkenyl optionally substituted with hydroxy, halogen or aryl,

and R¹ and R⁴ or R⁸ and R⁹ taken together may form a 5- or 6-membered ring which contains one or more of O,

excluding compounds wherein one or more of R^6 , R^7 , R^8 and R^9 are halogen and the others are hydrogen and compounds wherein all of R^2 - R^{13} are hydrogen,

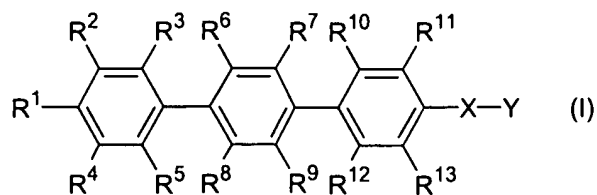
provided that R^1 is not hydrogen or fluorine, all of R^2 , R^3 , R^4 , R^5 and R^{12} are hydrogen, or R^{13} is not hydrogen or halogen when R^6 , R^7 , R^8 and R^9 are simultaneously hydrogen,

and further provided that R^{13} is not hydrogen or -X-Y is not methoxy when at least one of R^6 , R^7 , R^8 and R^9 is a substituent other than hydrogen, and excluding a compound of the formula (I'):



wherein $R^{1'}$ is hydrogen or hydroxy and $R^{13'}$ is hydroxy or methoxy; or a pharmaceutically acceptable salt or hydrate or prodrug thereof.

46. (Amended) A compound of the formula (I):



wherein R¹ is hydrogen, hydroxy, halogen, optionally substituted lower alkoxy, optionally substituted alkenyloxy, optionally substituted lower alkylsulfonyloxy, optionally substituted amino or optionally substituted sulfamoyl,

R² is hydrogen, halogen or lower alkyl having 1 to 3 carbon atoms,

R³ is hydrogen or halogen,

R⁴ is hydrogen, lower alkyl, lower alkoxy or halogen,

R⁵ is hydrogen, lower alkoxy carbonyl or carboxy,

R⁶ is hydrogen, lower alkyl or halogen,

R⁷ is hydrogen, lower alkyl or lower alkoxy,

R⁸ is hydrogen, lower alkyl or lower alkoxy,

R⁹ is hydrogen, hydroxy, carboxy, optionally substituted lower alkyl, optionally substituted lower alkoxy, optionally substituted lower alkenyl, optionally substituted lower alkoxy carbonyl, optionally substituted lower alkylsulfonyloxy,

formyl, optionally substituted carbamoyl or optionally substituted amino,

R¹⁰ is hydrogen,

R¹¹ is hydrogen or halogen,

R¹² is hydrogen,

D4 R¹³ is hydrogen, hydroxy, halogen, carboxy, optionally substituted lower alkyl, optionally substituted lower alkoxy, optionally substituted acyloxy, optionally substituted lower alkylsulfonyloxy, formyl or optionally substituted amino,

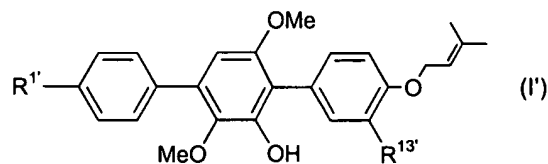
X is -O-, -NH-, -NMe- or -SO₂-,

Y is lower alkyl optionally substituted with aryl; or lower alkenyl,

and R¹ and R⁴ or R⁸ and R⁹ taken together may form a 5- or 6-membered ring which contains one or more of O,

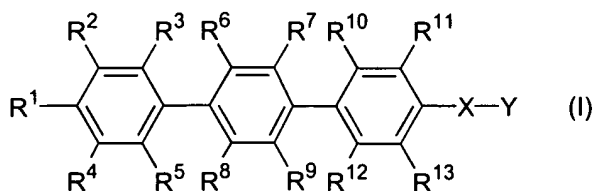
excluding compounds wherein one or more of R⁶, R⁷, R⁸ and R⁹ are halogen and the others are hydrogen and compounds wherein all of R²-R¹³ are hydrogen, provided that R¹ is not hydrogen, fluorine or optionally substituted lower alkoxy, all of R², R³, R⁴, R⁵ and R¹² are hydrogen, or R¹³ is not hydrogen or halogen when R⁶, R⁷, R⁸ and R⁹ are all simultaneously hydrogen, and further provided that R¹³ is not hydrogen or -X-Y is not methoxy when at least one of

R^6 , R^7 , R^8 and R^9 is a substituent other than hydrogen, and
excluding a compound of the formula (I'):



wherein $R^{1'}$ is hydrogen or hydroxy and $R^{13'}$ is hydroxy or methoxy;
or a pharmaceutically acceptable salt or hydrate or prodrug
thereof.

49. (Amended) A compound of the formula (I):



wherein R^1 , R^2 , R^3 , R^4 , R^5 , R^6 , R^7 , R^8 , R^9 , R^{10} , R^{11} , R^{12} and R^{13} are
each independently hydrogen, hydroxy, halogen, carboxy,
optionally substituted lower alkyl, optionally substituted lower
alkoxy, optionally substituted lower alkenyl, optionally
substituted lower alkenyloxy, optionally substituted lower

alkylthio, optionally substituted lower alkoxycarbonyl, optionally substituted acyloxy, optionally substituted lower alkylsulfonyl, optionally substituted lower alkylsulfonyloxy, optionally substituted lower alkylsulfinyl, nitro, cyano, formyl, optionally substituted amino, optionally substituted carbamoyl, optionally substituted sulfamoyl or optionally substituted heterocyclyl,

X is -O-, -CH₂-, -NR¹⁴- wherein R¹⁴ is hydrogen, optionally substituted lower alkyl, optionally substituted lower alkenyl or acetyl, or -S(O)_p- wherein p is an integer of 0 to 2,

Y is optionally substituted lower alkyl, optionally substituted lower alkenyl, optionally substituted lower alkynyl, optionally substituted acyl, optionally substituted cycloalkyl, optionally substituted cycloalkenyl, optionally substituted aryl or optionally substituted heterocyclyl, and Y may be optionally substituted lower alkoxy when X is -CH₂- and may be optionally substituted lower alkoxycarbonyl, optionally substituted lower alkylsulfonyl or optionally substituted arylsulfonyl when X is -O- or -NR¹⁴-, R¹ and R⁴, R¹ and R², R² and R³, R⁴ and R⁵, R⁶ and R⁷, R⁸ and R⁹, R¹⁰ and R¹¹, R¹² and R¹³, R¹¹ and -X-Y, or R¹³ and -X-Y taken together may form a 5- or 6-membered ring which may contain one or more of O, S or NR¹⁵ wherein R¹⁵ is hydrogen,

optionally substituted lower alkyl, optionally substituted lower alkenyl, optionally substituted arylsulfonyl and which may optionally be substituted, excluding compounds wherein one or more of R^6 , R^7 , R^8 and R^9 are halogen and the others are hydrogen, compounds wherein all of R^6 , R^7 , R^8 and R^9 are halogen and compounds wherein all of R^2 - R^{13} are hydrogen, halogen or cyano, provided that R^1 is not hydrogen, fluorine, optionally substituted lower alkyl or optionally substituted lower alkoxy, all of R^2 , R^3 , R^4 , R^5 and R^{12} are hydrogen, and R^{13} is not hydrogen or halogen when R^6 , R^7 , R^8 and R^9 are all simultaneously hydrogen, and further provided that R^1 is not methyl or acetyloxy, R^{13} is not hydrogen, optionally substituted lower alkoxy, carbonyl or optionally substituted carbamoyl, and $-X-Y$ is not methoxy when at least one of R^6 , R^7 , R^8 and R^9 is a substituent other than hydrogen, and excluding a compound of the formula (I'):

